

MINUTES OF THE MEETING
OF THE
BOARD OF DENTISTRY

October 9, 2015

ROLL CALL

The meeting of the Board of Dentistry was called to order at 8:30 a.m. by Terry Wilwerding, DDS, Chairperson, in the Staybridge Room at the Staybridge Suites, located at 2701 Fletcher Avenue, Lincoln, Nebraska. The Agenda and Revised Agenda (revised more than 24 hours prior to the commencement of the meeting and posted/available for public inspection at the Board's office more than 24 hours prior to the meeting) were sent to the Board members and other interested parties prior to the meeting. The following members answered the roll call:

Terry Wilwerding, DDS, Chairperson
Cynthia Gaskill, RDH, Secretary
Robert Hinrichs, DDS
Lisa Kucera, RDH
Joan Sivers, DDS
Gregory Thomas, JD
Mary Sneckenberg

Absent: Dennis Anderson, DDS, Vice-Chairperson
Charles Bauer, DDS
John Thomas, DMD

Also present were: Kathie Lueke, Program Manager; Vonda Apking, Health Licensing Coordinator; Ed Vierk, Assistant Attorney General; Larry Wiehn, Investigator; and Jeff Newman, Investigator.

Wilwerding announced that there is a copy of all the public documents being reviewed at this meeting available in the meeting room pursuant to the Open Meetings Act.

ADOPTION OF AGENDA

Hinrichs moved, seconded by Sivers, to adopt the Agenda with the ability for the Chairperson to rearrange as necessary. Voting aye: Hinrichs, Gaskill, Kucera, Sivers, Sneckenberg, G. Thomas, Wilwerding. Voting nay: None. Absent: Anderson, Bauer, J. Thomas. Motion carried.

PRESCRIPTION DRUG OVERDOSE PREVENTION (PDOP) GRANT – PEG OGEA-GINSBURG, PH PROGRAM MANAGER

Peg Ogea-Ginsburg, MA, Program Manager and Ashley Newmyer, MPH, CPH, from the DHHS Injury Prevention Program provide the Board with information on the recent grant received to develop/enhance Nebraska's existing prescription drug monitoring program. Ms. Ogea-Ginsburg and Ms. Newmyer will keep the Board updated how the grant monies are being utilized and how the stakeholder meetings are going. The Board thanked Ms. Ogea-Ginsburg and Ms. Newmyer for their presentation.

J. Thomas joined the meeting at 8:51 a.m.

APPROVAL OF MINUTES

July 17, 2015

Gaskill suggested adding “and meeting continuing education requirements” after the word “course” on page 4 in the motion approving Tisha Fishers dental hygiene reinstatement application.

Kucera moved, seconded by Sivers, to approve the July 17, 2015, minutes as corrected. Voting aye: Gaskill, Kucera, Sivers, Sneckenberg, J. Thomas, Wilwerding. Voting nay: None. Abstained: Hinrichs, G. Thomas. Absent: Anderson, Bauer. Motion carried.

INVESTIGATIONAL REPORTS AND APPLICATION REVIEW – CLOSED SESSION

Hinrichs moved, seconded by Kucera, to go into closed session at 8:54 a.m. for the purpose of hearing investigational reports, probation compliance monitoring reports, and application review. Voting aye: Hinrichs, Gaskill, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Anderson, Bauer. Motion carried.

Kucera recuse herself from the meeting at 10:12 a.m.
Kucera returned to the meeting at 10:14 a.m.

J. Thomas moved, seconded by Sivers, to reopen the session at 10:24 a.m. Voting aye: Hinrichs, Gaskill, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Anderson, Bauer. Motion carried.

Hampton joined the meeting at 10:25 a.m.

APPLICATION REVIEW – OPEN SESSION

Dental Hygiene Application(s)

Hinrichs moved, seconded by Sneckenberg, to recommend issuing a dental hygiene license to Lindsey Gegzna upon meeting all requirements for licensure. Voting aye: Hinrichs, Gaskill, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Abstained: Kucera. Absent: Anderson, Bauer. Motion carried.

Hinrichs moved, seconded by Gaskill, to recommend issuing a dental hygiene license to Lauren Heisterkamp upon meeting all requirements for licensure. Voting aye: Hinrichs, Gaskill, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Abstained: Kucera. Absent: Anderson, Bauer. Motion carried.

Dental Application(s)

Hinrichs moved, seconded by Gaskill, to recommend issuing a dental license to John Freund upon meeting all requirements for licensure. Voting aye: Hinrichs, Gaskill, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Anderson, Bauer. Motion carried.

Gaskill moved, seconded by Hinrichs, to recommend postponing action on the dental licensure application of Michael Gritzuk for additional information. Voting aye: Hinrichs, Gaskill, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Anderson, Bauer. Motion carried.

Local Anesthesia Course Approval(s)

Gaskill moved, seconded by Hinrichs, to deny the local anesthesia course given by the Oklahoma Dental Foundation. The basis for the denial is that the course does not meet required length of time pursuant to 172 NAC 57-003.03 and 57-003.04. Voting aye: Hinrichs, Gaskill, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Anderson, Bauer. Motion carried.

DENTAL REMEDIAL COURSE(S) – Midwestern University

Gaskill moved, seconded by Hinrichs, to recommend approval the remedial course presented by Midwestern University for Hunter Bennett, DMD. Voting aye: Hinrichs, Gaskill, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Anderson, Bauer. Motion carried.

IMPLEMENTATION OF 2015 LEGISLATION – LB 80

Apking explained that the Department will be gathering the members of the Anesthesia Subcommittee and Department staff to start drafting changes to the regulations.

CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS)

Report – Steering Committee

Wilwerding provide a written report to the Board. Wilwerding voiced his concerns because there seems to be a big push nationally to end live patient testing.

Report – Dental Examination Review Committee

Julie Marshall, DDS, provided a written report for the Board to review.

Report – Annual Meeting – August 20-22, 2015 in Kansas City, MO

Nothing to report at this time.

SUBCOMMITTEE REPORTS

Dental Anesthesia Subcommittee

The Board had nothing to discuss on this issue at this time.

Continuing Education Subcommittee

The Board had nothing to discuss on this issue at this time.

Nebraska Examination Review Subcommittee – Recommendation on Acceptable Dentistry and Dental Hygiene Clinical Examinations for 2015-2016

Sivers moved, seconded by Gaskill, to accept the same dental and dental hygiene clinical examinations from 2014-2015. Voting aye: Hinrichs, Gaskill, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Anderson, Bauer. Motion carried.

The Board suggested discussing the acceptable examinations at the next scheduled meeting.

AMERICAN ASSOCIATION OF DENTAL BOARDS (AADB) – ANNUAL MEETING – NOVEMBER 3-4, 2015 in WASHINGTON, DC

Anderson, Hinrichs, Gaskill and Kucera will be attending the AADB Annual meeting in Washington, DC.

COMMISSION ON DENTAL ACCREDITATION (CODA) ACTIONS 2015

The Board reviewed the CODA actions of 2015.

DISCUSSION ABOUT BECOMING A MEMBER STATE FOR THE WESTERN REGIONAL EXAMINING BOARD (WREB)

Wilwerding asked the Board members if they would support becoming a member state of WREB. The Board members asked whether they would need to accept the WREB examination in totality in order to be a member. Staff will gather information from WREB about becoming a member state and bring back to the next scheduled meeting for discussion.

LETTER FROM ATTORNEY GENERAL'S OFFICE REGARDING THE FEDERAL TRADE COMMISSION VS. NORTH CAROLINA DENTAL BOARD SUPREME COURT OPINION – HOW DOES THIS OPINION AFFECT NEBRASKA BOARDS?

Vierk explained that the letter was the Attorney General's opinion regarding the Supreme Court decision.

LETTER FROM THE NEBRASKA DENTAL ASSOCIATION (NDA) REGARDING TEETH WHITENING

The Board reviewed the NDA's opinion on the Supreme Court decision. The Board informed the NDA that complaints need to be filed with the Department.

UPDATE ON THE CREDENTIALING REVIEW – DENTAL ASSISTANT PROPOSALS

The Board reviewed all 3 reports.

2016 MEETING DATES

The Board discussed future meeting dates as follows:

- January 15, 2016
- April 8, 2016
- July 15, 2016
- October 28, 2016
- January 13, 2017

Wilwerding presented plaques to Hinrichs and Sivers and thanked them for the many years of service to the citizens of Nebraska.

ADJOURNMENT

J. Thomas moved, seconded by Hinrichs, to adjourn the meeting at 11:48 a.m. Voting aye: Hinrichs, Gaskill, Kucera, Sivers, Sneckenberg, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Anderson, Bauer. Motion carried.

Respectfully submitted by,

Cynthia Gaskill, RDH, Secretary
Board of Dentistry